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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Sadafuku HAYASHI

Serial No.: 10/748,165

Group Art Unit: 2617

Filed: December 31, 2003

Examiner: Stein, Julie E.

For: MOBILE COMMUNICATION SYSTEM, RADIO TERMINAL USED THEREFOR,
RADIO NETWORK CONTROLLER AND OPERATION CONTROL METHOD
THEREFOR

MS Appeal Brief - Patents

Honorable Commissioner of Patents
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

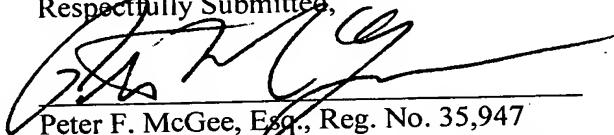
Sir:

In response to the Notification of Non-Compliant Appeal Brief, dated January 31, 2007, Appellant respectfully urges that the Summary of Claimed Subject Matter on page 7 of the Appeal Brief, submitted September 14, 2006, does contain a concise explanation of the subject matter defined in each of the independent claims 28-30. The Summary of Claimed Subject Matter includes references to the specification by page and line number, and to the drawings.

Appellant appreciates the courtesies extended by Patent Appeal Center Specialist Monroe in discussing the Notification with Appellant's representative. As discussed by telephone, independent claims 28-30 are drawn to a system, a related method, and a computer program for implementing the method, respectively. The Summary of Claimed Subject Matter is applicable to all three independent claims. Appellant respectfully requests acceptance of the Summary of Claimed Subject Matter submitted with the Appeal Brief.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Respectfully Submitted,



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Date: 7 February 2007

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